

**Jeffrey Wicks, PLLC**  
**Attorney and Counselor at Law**

Suite 318 Executive Building  
36 West Main Street  
Rochester, New York 14614

*Jeffrey Wicks*

*Cheryl M. Personte, Paralegal*

Phone 585.325.6070

Fax 585.325.6082

Email: [wickslaw@rochester.rr.com](mailto:wickslaw@rochester.rr.com)

December 11, 2006

**VIA FAX AND U.S. MAIL**

Hon. Michael A. Telesca  
Judge of the United States District Court  
Western District of New York  
272 U.S. Courthouse  
100 State Street  
Rochester, New York 14614

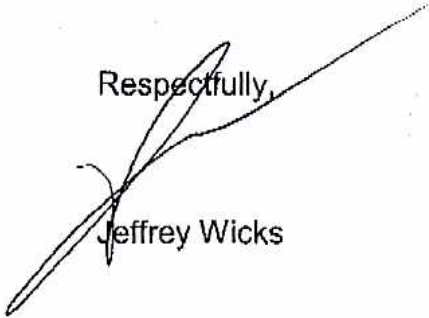
Re: *Duryea v. Livingston Co., et al.*  
06-CV-6436T(P)  
Motion Date: December 21, 2006

Dear Judge Telesca:

According to my calculation of eight (8) business days before the motion date (submitted) of December 21, 2006, Plaintiff's responding papers to Defendant's Motion to Dismiss was due today. Opposing Counsel, Frank V. Balon, Esq., has graciously consented to an adjournment of two (2) weeks so that we may complete our response. Accordingly, I respectfully request an adjournment of two (2) weeks in this matter.

Thank you for your attention to this matter.

Respectfully,

  
Jeffrey Wicks

**SO ORDERED**

S/MICHAEL A. TELESKA

MICHAEL A. TELESKA  
United States District Judge

DATED: 12/11/2006